

03-18-04

1654

CASE 4-31673A

FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10	
EV36558874BUS Express Mail Label Number	March 17, 2004 Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1654

JOSEPH M. AULT

Examiner: Meller, Michael V.

APPLICATION NO: 10/006,311

FILED: DECEMBER 4, 2001

FOR: PHARMACEUTICAL COMPOSITIONS FOR THE ORAL DELIVERY
OF PHARMACOLOGICALLY ACTIVE AGENTS

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

SUBMISSION IN RESPONSE TO NOTICE OF
NON-COMPLIANT AMENDMENT
(37 C.F.R. § 1.121)

Sir:

The USPTO issued a Notice of Non-Compliant Amendment (37 C.F.R. § 1.121) on March 9, 2004. This Notice of Non-Compliant Amendment indicates that Applicant's Amendment filed on February 20, 2004 was non-compliant because a complete listing of all claims was not present. According to the Notice, Applicant must submit only the corrected section of the Amendment in order to bring the Amendment into compliance. Applicant was given one month, until April 9, 2004 to provide a Submission in Response to the Notice of Non-Compliant Amendment.

Attached hereto is a complete listing of all the claims. No new matter is being added.

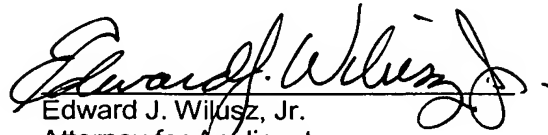
This Submission in Response to Notice of Non-Compliant Amendment (37 C.F.R. § 1.121) is being filed on the date indicated below. This date is on or before April 9, 2004, the one month deadline. As such, no extension of time is necessary. If an extension of time become necessary in order to maintain the pendency of this application, Applicant requests that the Commissioner issue such an extension of time and charge the necessary fee to Deposit Account 19-0134.

Applicant apologies for any inconvenience caused and hope that this Submission complies completely with the requirements of 37 C.F.R. § 1.121.

Respectfully submitted,

Novartis
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One Health Plaza, Building 430
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Date: March 17, 2004


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